

Ordinance No. 120094

No. 113332

The City of Seattle Council Bill/Ordinance

AN ORDINANCE requiring that certain uniformed peace officers wear a name tag or similar identification device, and orally identify themselves under certain circumstances.

CF No. _____

Date Introduced: <u>AUG 14 2001</u>		
Date 1st Referred:	To: (committee) <u>Public Safety & Technology Committee</u>	
Date Re - Referred:	To: (committee)	
Date Re - Referred:	To: (committee)	
Date of Final Passage: <u>9-25-00</u>	Full Council Vote: <u>9-0</u>	
Date Presented to Mayor: <u>9-26-00</u>	Date Approved: <u>10/2/00</u>	
Date Returned to City Clerk: <u>10/2/00</u>	Date Published: <u>HPP</u>	T.O. <input checked="" type="checkbox"/> P.T. <input type="checkbox"/>
Date Vetoes by Mayor:	Date Veto Published:	
Date Passed Over Veto:	Veto Sustained:	

9-20
Lical
Comp
WRP
Draug
Stelm
Nicc
9-25-00 10/2/00

This file is complete and ready

Law Department

Law Dept. Review

The City of Seattle - Legislative Department

Council Bill/Ordinance sponsored by:

Peter Stamburgh

Councilmember

Committee Action:

9-20-00

Uicata aye

Campton aye

W. B. Dyer

Drugs aye

Stamburgh aye

Nicastro aye

*with
award notes*

*(E)
(D)*

9-25-00 Passed 9-0

This file is complete and ready for presentation to Full Council.

Committee:

(initial/date)

Law Department

[Signature]

Law Dept. Review

OMP
Review

City Clerk
Review

Electronic
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Indexed

ORDINANCE 120096

AN ORDINANCE requiring that certain uniformed peace officers wear a name tag or similar identification device, and orally identify themselves under certain circumstances.

WHEREAS, the City of Seattle has a history of promoting trust and cooperation in the interactions of its citizens with the police; and

WHEREAS, anonymous actions by individual uniformed peace officers interfere with and damage this trust and cooperation and harm the integrity of the City's police department; and

WHEREAS, the Report to the Seattle City Council World Trade Organization Accountability Committee by the Citizen's Panel on WTO Operations recommended that the City should provide police officers with equipment, such as rain and protective gear, that properly identifies them as Seattle officers and also provides for individual officer identification; and

WHEREAS, the City Council and Executive, as part of the biennial budget process, have consulted with the Chief of Police, and the Chief of Police fully supports the commitment to implement a comprehensive policy of police identification;

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. There is added to Chapter 3.28 of the Seattle Municipal Code a new Section 3.28.130, as follows:

3.28.130. Certain uniformed Seattle Police Department peace officers required to wear identification and orally identify themselves.

A. Every Seattle Police Department peace officer shall, when wearing a Seattle Police Department uniform, also wear a Seattle Police Department authorized and issued name tag or similar identification device bearing that officer's first initial and last name in legible block print of at least 24-point typeface. This requirement shall apply whether or not such officer is on duty.



1 B. No Seattle Police Department peace officer required to wear a name tag or similar
2 identification device pursuant to Subsection A herein shall alter or obscure such name tag or device.

3 C. All name tags or similar identification devices required pursuant to Subsection A herein
4 shall be worn on the outermost layer of the Seattle Police Department peace officer's uniform, in the
5 upper-front torso area. The outermost layer of such officer's uniform must also identify the name of the
6 officer's law-enforcement agency.

7 D. In situations where it is reasonably foreseeable that a Seattle Police Department peace
8 officer required to wear a name tag or similar identification device pursuant to Subsection A herein may
9 remove the outermost layer of the officer's uniform, then that officer also shall wear such a name tag or
10 device in the required location on any underlying layer of his or her uniform that may become the
11 outermost layer.

12 E. When required to wear a name tag or similar identification device pursuant to Subsection
13 A herein and , upon request for identification by a member of the public, a Seattle Police Department
14 peace officer shall clearly and audibly state his or her name to the requesting person. The requirements
15 of this Subsection E shall not apply when the officer reasonably believes that such identification would
16 endanger the life or physical safety of the officer or another person, jeopardize a law-enforcement
17 investigation, or hinder a law-enforcement function.

18 F. For purposes of this Section, "uniform" is defined to include, in addition to its normal
19 meaning, any law-enforcement agency issued or approved coat, jacket, sweater, jumpsuit, or protective
20 suit that may be worn as an outer layer of clothing or in conjunction with a uniform, but shall not
21 include civilian attire worn by plain-clothes or undercover officers.
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1 G. For purposes of this Section, "peace officer" includes a general authority Washington
2 peace officer as defined in RCW 10.93.020, or a specially-commissioned Washington peace officer as
3 defined in RCW 10.93.020.

4 H. This Section shall not be construed to prohibit the Seattle Police Department from
5 implementing or enforcing any policy, procedure or rule that is not inconsistent herewith.

6 I. Nothing in this Section or elsewhere in CB 113332 shall be construed to affect the
7 authority of any peace officer to enforce the traffic, criminal or other laws in the City of Seattle,
8 pursuant to RCW Ch. 10.93 or otherwise, or to affect the lawfulness of an otherwise lawful act by any
9 such peace officer.

10 **Section 2.** The Seattle Police Department shall implement the requirements of Section 1 of
11 this ordinance immediately.

12 **Section 3.** The Seattle City Council requests the Seattle Police Department to work with all
13 other law enforcement agencies whose peace officers reasonably may be anticipated to enforce traffic or
14 criminal laws in the City of Seattle pursuant to RCW Ch. 10.93 to develop a policy that would require
15 those peace officers to conform with requirements concerning identification devices, departmental
16 identification on uniforms and oral identification that are consistent with Section 1 of this ordinance
17 when so enforcing such. The Seattle Police Department will report back to the Seattle City Council with
18 a proposal concerning such a policy by January 2001.

19 **Section 4.** The Seattle City Council requests the Seattle Police Department to work with the
20 City of Seattle's Office of Intergovernmental Relations to develop a state legislative proposal, for
21 inclusion in or possible addition to the Executive's proposed State legislative agenda, that would make it
22 a requirement for all uniformed law-enforcement officers to wear identification bearing the name of the
23 officer and the name of the law enforcement agency on the outermost layer of the officer's uniform.
24



1 **Section 5.** This ordinance shall take effect and be in force thirty (30) days from and after its
2 approval by the Mayor, but if not approved and returned by the Mayor within ten (10) days after
3 presentation, it shall take effect as provided by Municipal Code Section 1.04.020.

4 Passed by the City Council the 25th day of September 2000, and signed by me in open
5 session in authentication of its passage this 25th day of September, 2000.

6
7 *Margaret O'Pry*
President of the City Council

8 Approved by me this 2nd day of OCTOBER, 2000.

9
10 *Paul Saml*
Mayor

12 Filed by me this 2nd day of October, 2000.

13
14 *Janeth E. Pappin*
City Clerk

15 (Seal)



Fiscal Note Template

Each piece of legislation that is financial in nature requires a fiscal note. The fiscal note should be drafted by department staff and should identify operating, capital, revenue, and FTE impacts of the legislation. After preparation by departmental staff, the City Budget Office will review and make necessary revisions before transmittal to Council.

Department: Seattle Police Department	Contact Person/Phone: Connie Curtin – 4.5764	CBO Analyst/Phone: Greg Petersen – 4.8075
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Legislation Title:

AN ORDINANCE requiring that certain uniformed peace officers wear a name tag or similar identification device, and orally identify themselves under certain circumstances.

Summary of the Legislation: This ordinance requires Seattle Police Officers, when wearing a Seattle Police Department uniform, to also wear a Seattle Police Department authorized and issued name tag or similar identification device bearing the officer's first initial and last name in legible block print of at least 24 point typeface. The name tag or similar identification device shall be worn on the outermost layer of the officer's uniform and must also identify the name of the officer's law enforcement agency. It also requires a Seattle Police Officer, under certain circumstances to verbally identify himself. The Seattle Police Department is requested to work with other law enforcement agencies to develop a policy that would provide identification of all law enforcement officers, by name and law enforcement agency, who are working to enforce traffic or criminal laws in the City of Seattle and to bring a proposal back to the Seattle City Council. The Seattle Police Department is also requested to work with the City of Seattle's Office of Intergovernmental Affairs to develop a legislative proposal that would make it a requirement for all uniformed law enforcement officers to wear identification that identifies the name of the officer and the name of the law enforcement agency on the outermost garments of an officer's uniform.

Background (Include justification for the legislation and funding history, if applicable): It has been the longstanding policy of the Seattle Police Department to require officers, under certain circumstances to verbally identify themselves and to wear a name tag identifying the individual officer.



Public Private Partnership Review Status:

Is the project referenced in the legislation subject to P4 review? If yes, identify P4 review to date.

No, this is not subject to P4 review.

Is the legislation subject to public hearing requirements? If yes, what public hearings have been held to date?

No this legislation is not subject to public hearing requirements.

Fiscal Sustainability Issues (related to grant awards):

Not applicable.

Estimated Expenditure Impacts:

FUND (List # and/or Account)	2000	2001	2002
General Subfund	\$10,302		
TOTAL	\$10,304		

One-time \$10,302

On-going \$ _____

The expenditure impact shown above assumes 24 point typeface for the name tags. This funding would purchase name tags for ponchos and chest protectors for all 1,264 sworn SPD officers at \$3.44 per tag. This includes the cost of sewing the name tags onto uniforms of \$2.17 per tag. This funding would also purchase one spare tag for each sworn officer at \$1.27 per tag (lower cost/tag because spare tags are not sewn on).

Estimated Revenue Impacts: There are no revenue impacts associated with this legislation.

FUND (List # and/or Account)	2000	2001	2002
TOTAL			



One-time \$ _____

On-going \$ _____

Estimated FTE Impacts: There are no FTE impacts associated with this legislation.

FUND	2000	2001	2002
TOTAL			

Full Time _____ # Part Time _____ # TES _____

Do positions sunset in the future? If yes, identify sunset date?

Not applicable

Other Issues (including long-term implications of the legislation):



ORDINANCE _____

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WHEREAS, The City of Seattle has a history of promoting trust and cooperation in the interactions of its citizens with the police; and

WHEREAS, Anonymous actions by individual uniformed peace officers interfere with and damage this trust and cooperation and harm the integrity of the City's police department;

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. There is added to Chapter 3.28 of the Seattle Municipal Code a new Section 3.28.130, as follows:

3.28.130. Certain uniformed peace officers required to wear identification and orally identify themselves.

A. Every Seattle Police Department peace officer shall, when wearing a Seattle Police Department uniform, also wear a Seattle Police Department authorized and issued name tag or similar identification device bearing that officer's first and last name in legible block print of at least 26-point typeface. This requirement shall apply whether or not such officer is on duty.

B. Every other peace officer shall, when wearing the uniform of that officer's law-enforcement agency and when working to enforce traffic or criminal laws in the City of Seattle pursuant to RCW 10.93.070(1), RCW 10.93.070(3), RCW 10.93.070(4), RCW 10.93.070(5) or RCW 10.93.090(2), wear a name tag or similar identification device bearing that officer's first and last name in legible block print of at least 26-point typeface. Such name tag or device shall be authorized and issued either by the Seattle Police Department or by the law-enforcement agency of such peace officer.



1 C. No peace officer required to wear a name tag or similar identification device pursuant to
2 Subsection A or Subsection B herein shall alter or obscure such name tag or device.

3 D. All name tags or similar identification devices required pursuant to Subsection A or
4 Subsection B herein shall be worn on the outermost layer of the officer's uniform, in the upper-front
5 torso area.

6 E. In situations where it is reasonably foreseeable that a peace officer required to wear a
7 name tag or similar identification device pursuant to Subsection A or Subsection B herein may remove
8 the outermost layer of the officer's uniform, then that officer also shall wear such a name tag or device
9 in the required location on any underlying layer of his or her uniform that may become the outermost
10 layer.

11 F. Any peace officer required to wear a name tag or similar identification device pursuant to
12 Subsection A or Subsection B herein shall, when such name tag or device has been lost or in any way
13 obscured and upon request for identification by a member of the public, clearly and audibly state his or
14 her first and last name to the requesting person. The requirements of this Subsection F shall not apply
15 when the officer reasonably believes that such identification would endanger the life or physical safety
16 of the officer or another person, jeopardize a law-enforcement investigation, or hinder a law-
17 enforcement function.

18 G. For purposes of this Section, "uniform" is defined to include, in addition to its normal
19 meaning, any law-enforcement agency issued or approved coat, jacket, sweater, jumpsuit, or protective
20 suit that may be worn as an outer layer of clothing or in conjunction with a uniform, but shall not
21 include civilian attire worn by plain-clothes or undercover officers.

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1 H. For purposes of this Section, "peace officer" includes a general authority Washington
2 peace officer as defined in RCW 10.93.020, or a specially-commissioned Washington peace officer as
3 defined in RCW 10.93.020.

4 I. This Section shall not be construed to prohibit the Seattle Police Department from
5 implementing or enforcing any policy, procedure or rule that is not inconsistent herewith.

6 **Section 2.** The Seattle Police Department shall implement the requirements of Section 1 of
7 this ordinance immediately.

8 **Section 3.** This ordinance shall take effect and be in force thirty (30) days from and after its
9 approval by the Mayor, but if not approved and returned by the Mayor within ten (10) days after
10 presentation, it shall take effect as provided by Municipal Code Section 1.04.020.

11 Passed by the City Council the ____ day of _____, 2000, and signed by me in open
12 session in authentication of its passage this ____ day of _____, 2000.

13
14 _____
15 President _____ of the City Council

16 Approved by me this ____ day of _____, 2000.

17 _____
18 Mayor

19 Filed by me this ____ day of _____, 2000.

20 _____
21 City Clerk

22 (Seal)



STATE OF WASHINGTON - KING COUNTY

123419

City of Seattle, Clerk's Office

—SS.

No. ORDINANCE TI

City of Seattle

TITLE-ONLY PUBLICATION

The full text of the following ordinances, passed by the City Council on September 25, 2000, and published here by title only, will be mailed upon request, or can be accessed electronically at: <http://clerk.ci.seattle.wa.us>. For further information, contact the Seattle City Clerk at 684-8344.

ORDINANCE NO. 120096

AN ORDINANCE requiring that certain uniformed peace officers wear a name tag or similar identification device, and orally identify themselves under certain circumstances.

ORDINANCE NO. 120089

AN ORDINANCE relating to compensation for certain City officers and employees not covered by collective bargaining agreements, providing salary increases effective January 3, 2001, and providing payment therefor.

ORDINANCE NO. 120100

AN ORDINANCE authorizing an expenditure from the Judgment/Claims Fund to be reimbursed by the Light Fund to settle the claim of U.S. West Communications (C-66146), all by a two-thirds vote of the City Council.

ORDINANCE NO. 120103

AN ORDINANCE relating to Executive Services Department capital projects for the Seattle Police Department, making an appropriation from the Cumulative Reserve Subfund Capital Projects Account for costs associated with the construction of a new Police Mounted Patrol facility; reducing by a like amount an appropriation from the Cumulative Reserve Subfund Capital Project Account for costs associated with Police Buildings Renovations; and ratifying prior acts.

ORDINANCE NO. 120104

AN ORDINANCE related to the 2000 Annual Budget of the Department of Finance General; increasing expenditure allowances by \$50,000 for the purpose of developing and evaluating a firearm safety pilot program; and ratifying and confirming prior acts; all by a three-fourths vote of the City Council.

ORDINANCE NO. 120105

AN ORDINANCE appropriating money to pay certain audited claims and ordering the payment thereof.

Publication ordered by JUDITH PIP-PIN, City Clerk.

Date of official publication in Daily Journal of Commerce, Seattle, October 9, 2000. 10/9(123419CI)

Affidavit of Publication

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CTOT: 120096, 99, 100, 1

was published on

10/09/00

The amount of the fee charged for the foregoing publication is the sum of \$ _____, which amount has been paid in full.

Subscribed and sworn to before me on

10/09/00

Notary Public for the State of Washington,
residing in Seattle